

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
July 8, 2008

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of the Memorial Borough Hall on July 8, 2008 and was called to order by Mayor John E. Ekdahl at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Hemphill, Kammerer, Rubin and Shanley.

Absent: Councilman Broderick.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

C. Bernard Blum, Jr., Borough Engineer, was present.

David Marks of T & M Associates was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2008 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

The Municipal Clerk/Administrator advised that the public hearing for the 2008 Borough Budget was to be held at this point in the meeting. He suggested, and the Mayor and Council agreed, that it be held off until later in the meeting when Councilman Broderick arrives and the full Council was present.

COMMUNICATIONS:

LETTER FROM GOLDSTONE INC. REQUESTING PERMISSION TO PLACE THEIR "SALE" SIGN ON THE SIDEWALK IN FRONT OF GOLDTINKER AT 15 WEST RIVER ROAD AS THEY HAVE IN THE PAST FOR A TOTAL OF 23 DAYS ON TUESDAYS THROUGH SATURDAYS BEGINNING JULY 8TH AND ENDING JULY 31ST:

The Municipal Clerk/Administrator advised of a letter dated June 24, 2008 from Penny Viau, President of Goldstone Inc. trading as Goldtinker Jewelers, requesting permission to display their "Sale" sidewalk sign in front of the store during business hours—10:00 a.m. through 5:00 p.m. on Tuesday through Saturday for 23 days beginning July 8th and ending July 31st. Ms. Viau stated in the letter that the sign has proven successful in previous years.

The Municipal Clerk/Administrator stated that the Council has given permission for this to be done in years past.

On motion by Councilwoman DeVoe, seconded by Councilman Shanley, this communication was ordered received and permission for the sign on the sidewalk during July was granted. All in favor.

LETTER FROM RUMSON FIRE COMPANY REQUESTING APPROVAL OF THE APPLICATION OF PATRICK S. MASON, JR. AS AN ASSOCIATE MEMBER:

The Municipal Clerk/Administrator advised that Robert E. Halligan, Secretary of the Rumson Fire Company, requested that the application of Patrick S. Mason, Jr. as Associate Member be approved.

On motion by Councilman Kammerer, seconded by Councilman Hemphill, this communication was ordered received and the application for Mr. Mason was approved. All in favor.

LETTER FROM JAMES A. SYLVESTER REQUESTING PERMISSION TO HOLD A BLOCK PARTY ON WASHINGTON AVENUE BETWEEN SOUTH WARD AND WATERMAN AVENUES FROM 4:30 P.M. UNTIL 9:30 P.M. ON SATURDAY, JULY 12, 2008:

The Municipal Clerk/Administrator advised of a letter from James A. Sylvester of 22 Washington Avenue requesting permission to hold a block party on Washington Avenue between South Ward and Waterman Avenues on Saturday, July 12, 2008 from 4:30 p.m. until 9:30 p.m.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received and permission for the block party was granted. All in favor.

LETTER FROM PETER AND CAROLINE HOPKINS OF THE HENLEY WOMENS REGATTA 2008 CONGRATULATING DAN EDWARDS AND THE FEMALE MEMBERS OF THE RUMSON CREW TEAM ON THEIR PARTICIPATION, PERFORMANCE AND PRESENTATION AT THE REGATTA IN JUNE:

The Municipal Clerk/Administrator advised that the Hopkins family had housed some of the Rumson Crew members and read the following letter to the Mayor dated June 30, 2008:

Dear Mayor

Henley Womens Regatta 2008 Visit by Rumson

We are writing to express our appreciation for the visit of Dan Edwards and his family and the entire Rumson crew for the Henley Womens Regatta.

Over the past 10 years we, like many other families in Henley-on-Thames, have hosted various international crews over the years from America, Canada, and Australia. It is the visits of such crews for the Womens Regatta and the Royal Regatta that lift Henley from being a normal quiet Oxfordshire town to being an exciting and fun place for our children to grow up.

Undoubtedly however it has been the visit of the Rumson crew that has been the most fun for us all. The girls were beautifully behaved and smartly presented at all times, and we watched them give their best at the two Regattas they attended. Though it was sad not to win a race, in the third race in particular they were leading in the first half and only lost by a small margin, after drawing the tough mid-stream station. They took their defeat well though and were still clearly enjoying the experience of their visit. They were a credit to Rumson and you would have been proud of them.

We hope they come again, and they can be assured that they have friends in Henley who welcome their return.

Yours sincerely

Peter and Caroline Hopkins

On motion by Councilwoman DeVoe, seconded by Councilman Shanley, this communication was ordered received. All in favor.

LETTER FROM THE STATE D.E.P. ADVISING OF THE APPROVAL OF THE COASTAL GENERAL PERMIT FOR FREDERICK AND LISA SEXTON FOR THE CONSTRUCTION OF AN IN-GROUND SWIMMING POOL BUT DOES NOT AUTHORIZE THE RIP-RAP REVETMENT SHOWN ON THE PLAN THAT HAD BEEN PREVIOUSLY DENIED ON APRIL 11, 2008 FOR PROPERTY LOCATED AT 6 EDWARDS POINT ROAD:

The Municipal Clerk/Administrator advised of a letter from the State of New Jersey Department of Environmental Protection Division of Land Use Regulations advising of the approval

of the Coastal General Permit for Frederick and Lisa Sexton for the construction of an in-ground swimming pool but not authorizing the rip-rap revetment shown on the plan that had been previously denied on April 11, 2008 for property located at 6 Edwards Point Road.

On motion by Councilman Kammerer, seconded by Councilman Rubin, this communication was ordered received and permission for the block party was granted. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

ORDINANCE TO AMEND CHAPTER X OF THE GENERAL ORDINANCES ON THE HOURS OF USE OF THE BOROUGH TENNIS COURTS. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

08-010 G

AN ORDINANCE TO AMEND THE CODE
OF THE BOROUGH OF RUMSON BY
AMENDING CHAPTER X,
GENERAL ORDINANCES

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Kammerer, seconded by Councilman Shanley, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

There was no response from the public.

On motion by Councilman Kammerer, seconded by Councilman Rubin, the public hearing on this ordinance was declared closed. All in favor.

Councilman Kammerer moved the adoption of this ordinance in final reading. Motion seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

ORDINANCE TO AMEND CHAPTER XXII, SECTIONS 2, 6 AND 7 OF THE DEVELOPMENT REGULATIONS ON DEFINITIONS AND RESTAURANTS AND OUTDOOR CAFES. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

08-011 D

AN ORDINANCE AMENDING CHAPTER XXII OF THE CODE OF THE BOROUGH
OF RUMSON (THE DEVELOPMENT REGULATIONS OF THE BOROUGH
OF RUMSON) TO AMEND CERTAIN DEFINITIONS, CONDITIONAL
USE STANDARDS AND GENERAL ZONING PROVISIONS.

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Rubin, seconded by Councilman Shanley, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

There was no response from the public.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the public hearing on this ordinance was declared closed. All in favor.

Councilman Rubin moved the adoption of this ordinance in final reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CAPITAL IMPROVEMENT FUND ORDINANCE FOR THE ACQUISITION OF A PORTION OF THE PROPERTY ON WEST RIVER ROAD KNOWN AS BLOCK 5, LOT 3. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

08-012

AN ORDINANCE TO APPROPRIATE FUNDS FOR THE ACQUISITION OF A PORTION OF A PROPERTY ON WEST RIVER ROAD, KNOW AS BLOCK 5, LOT 3 ON THE BOROUGH TAX MAP AND THE APPROPRIATION OF THE COST THEREOF.

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Rubin, seconded by Councilman Shanley, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

There was no response from the public.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the public hearing on this ordinance was declared closed. All in favor.

Councilman Rubin moved the adoption of this ordinance in final reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

NEW BUSINESS:

BOND ORDINANCE AMENDMENT 08-013 FOR VARIOUS REPAIRS AND EQUIPMENT IN FIRST READING. PUBLIC HEARING SCHEDULED FOR TUESDAY, AUGUST 12, 2008 AT 7:30 P.M.:

The Municipal Clerk/Administrator advised that the following Bond Ordinance was to add the Forrest Avenue Sidewalk Project and read the ordinance by title only in first reading:

08-013

BOND ORDINANCE FURTHER AMENDING A BOND ORDINANCE FINALLY ADOPTED MARCH 29, 2007 BY THE BOROUGH OF RUMSON, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, IN ORDER TO PROVIDE FOR CHANGES THEREIN

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RUMSON, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The bond ordinance of the Borough of Rumson, in the County of Monmouth, New Jersey (the "Borough"), finally adopted March 29, 2007 and entitled, "BOND ORDINANCE APPROPRIATING \$7,937,000 AND AUTHORIZING \$7,406,666 BONDS OR NOTES OF THE BOROUGH FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF RUMSON, IN THE COUNTY OF MONMOUTH, NEW JERSEY" (the "Original Ordinance"), as amended by the bond ordinance of the Borough, finally adopted March 18, 2008 and entitled, "BOND ORDINANCE AMENDING A BOND ORDINANCE FINALLY ADOPTED MARCH 29, 2007 BY THE BOROUGH OF RUMSON, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, IN ORDER TO PROVIDE FOR CHANGES THEREIN" (the "Amending Ordinance" and together with the Original Ordinance, the "Amended Ordinance") is hereby further amended as follows:

(i) all references in the Amended Ordinance to the appropriation of "\$8,937,000" are hereby deleted and "\$9,072,000" is substituted in lieu thereof.

(ii) clause (b) of Section 1 of the Original Ordinance is hereby amended to read in its entirety as follows:

"(b) grants from the New Jersey Department of Transportation in the aggregate amount of \$295,000 (collectively, the "Grant")."

(iii) the second line contained in the table set forth in Section 3 of the Original Ordinance which reads

Various Road, Sidewalk, Curbing and Repair	\$1,085,000	\$880,952.30	10 years
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is hereby amended to read in its entirety as follows:

Various Road, Sidewalk, Curbing and Repair	\$1,220,000	\$880,952.30	10 years
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Section 2. All other details of the Amended Ordinance shall remain the same.

Section 3. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Kammerer moved the adoption of this ordinance in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Tuesday, August 12, 2008 meeting of the Borough Council at 7:30 p.m.

ORDINANCE 08-014 D TO AMEND CHAPTER XXII SECTION 5, ZONING MAP, OF THE DEVELOPMENT REGULATIONS IN FIRST READING. PUBLIC HEARING SCHEDULED FOR TUESDAY, AUGUST 12, 2008 AT 7:30 P.M.:

The Municipal Clerk/Administrator advised that the following ordinance was for the property adjacent to Victory Park, a portion of which was being purchased by the Borough, and read the ordinance by title only in first reading:

08-014 D

BOROUGH OF RUMSON
COUNTY OF MONMOUTH

AN ORDINANCE AMENDING CHAPTER XXII OF THE CODE OF
THE BOROUGH OF RUMSON (THE DEVELOPMENT REGULATIONS
OF THE BOROUGH OF RUMSON) TO AMEND CERTAIN
GENERAL ZONING PROVISIONS.

BE IT ORDAINED by the Borough Council of the Borough of Rumson, County of Monmouth, and State of New Jersey that the Zoning Map, referred to in Subsection 22-5.1, Zoning Map and Schedule, of Chapter XXII, Development Regulations, of the Code of the Borough of Rumson, is hereby amended as follows:

PURPOSE

The purpose of this ordinance is to amend the Zoning Map to: 1) Adjust the dividing line between the R-5 Residential Zone District and the GB (General business) Zone District on Lots 2 and 3 in Block 5, as shown on the borough Tax Map. The dividing line is to be adjusted consisted with Subsections 22-5.1.b.1 and 22-5.1.b.2(a) and (b) of Chapter XXII and the new property boundary to be created upon closing pursuant to the Contract of Sale of Real Estate dated June 12, 2008 between West River Road Equities, LLC and the Borough of Rumson; and 2) To designate the portion of Lot 3, Block 5 to be acquired by the Borough as an addition to Victory Park (Lot 4, Block 5), pursuant to the contract of Sale referenced above, as part of the POS Public Open Space Zone District.

Chapter XXII, Development Regulations, of the Code of the Borough of Rumson is hereby amended or supplemented as follows (new text is underlined; text to be deleted is ~~struck through~~, and notations to the reader and changes in subparagraph designations either with or without changes to content are italicized)

SECTION 1

The Zoning Map shall be amended as follows:

The Zoning Map is hereby amended as shown on Exhibit “A” attached hereto, specifically the dividing lines between the POS (Public Facilities and Open Space), R-5 (Residential) and GB (General Business) Zone Districts shall be adjusted to the heavy solid line as shown.

SECTION 2

If any section, subsection, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3

The Borough Clerk is hereby directed, upon adoption of this Ordinance after public hearing thereon, to publish notice of the passage thereof and to file a copy of this ordinance as finally adopted with the Monmouth County Planning Board as required by N.J.S. 40:55D-16. The Clerk shall also forthwith transmit a copy of this ordinance after final passage to the Borough Tax Assessor as required by N.J.S. 40:49-2.1.

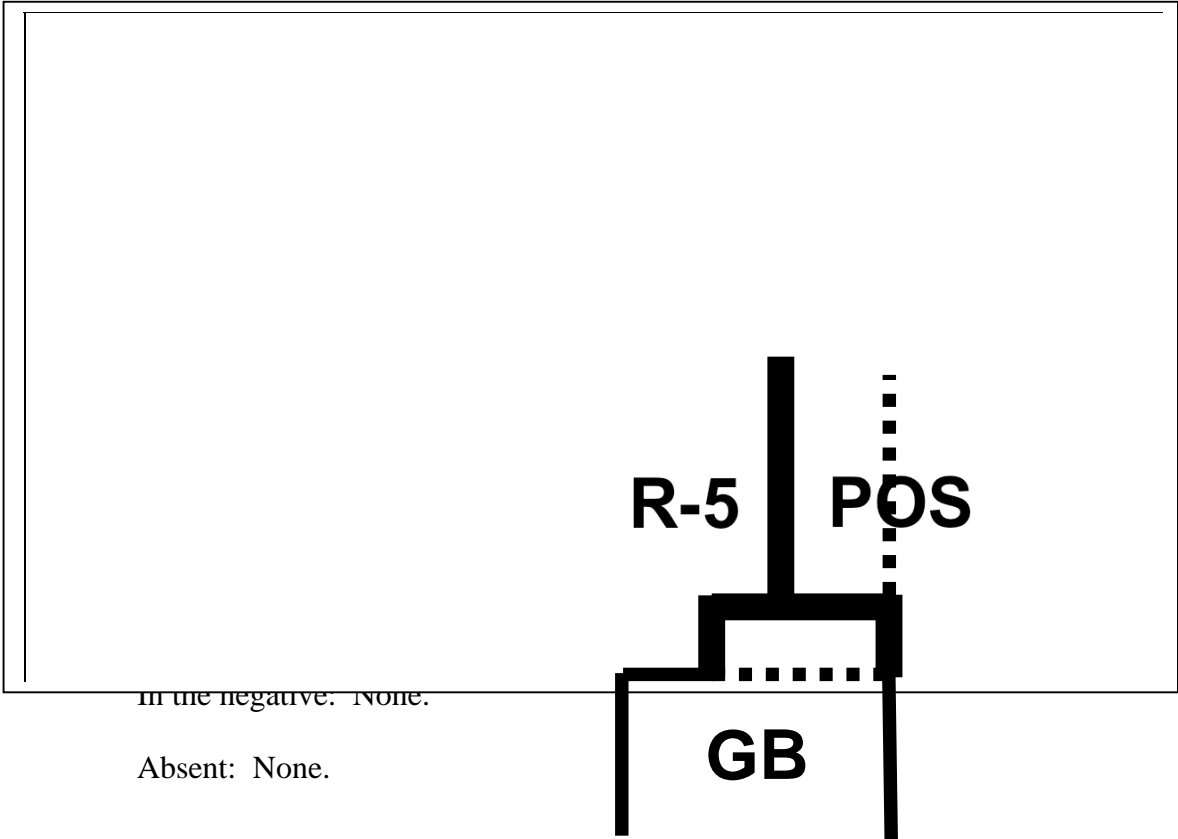
SECTION 4

This ordinance shall take effect immediately upon the latest of: 1) final passage and publication according to law and filing with the Monmouth County Planning Board; or 2) transfer of title without encumbrances to the Borough of Rumson of the rear portion of Block 5, Lot 3, delineated consistent with the Contract of Sale of Real Estate dated June 12, 2008 between West River Road Equities, LLC and the Borough of Rumson, as such transfer is confirmed by the recording of a Bargain of Sale Deed in the Office of the Clerk of the County of Monmouth.

Exhibit “A”

***Zone District Line Adjustment
Block 5, Lots 2, 3 & 4***

Borough of Rumson



- Relocated Zone Line
- Former Zone Line

Councilwoman DeVoe moved the adoption of this ordinance in first reading. Motion seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Tuesday, August 12, 2008 meeting of the Borough Council at 7:30 p.m.

RESOLUTION FOR THE GOVERNING BODY CERTIFICATION OF THE ANNUAL BOROUGH AUDIT FOR 2007:

**GOVERNING BODY CERTIFICATION OF THE
ANNUAL BOROUGH AUDIT
RESOLUTION**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring

that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations;” and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations,” as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S.52:27BB-52, to wit:

R.S.52:27BB-52: A local officer or member of the local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Rumson, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Above resolution moved by Councilman Shanley, seconded by Councilman Rubin, and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF DLGS TO ESTABLISH TRUST BY RIDER FOR COAH TRUST FUND FEES:

The Municipal Clerk/Administrator advised that the State required the addition of this Rider to allow the Borough to impose, collect and expend COAH development fees.

Councilman Rubin offered the following resolution and moved its adoption:

**RESOLUTION REQUESTING APPROVAL OF THE
DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES
TO ESTABLISH A DEDICATED TRUST BY RIDER FOR
COUNCIL ON AFFORDABLE HOUSING TRUST FUND FEES**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, in accordance with N.J.A.C. 5:94-6.1 et seq. municipalities may impose, collect, and expend development fees in accordance with the regulations of the Council On Affordable Housing (COAH); and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the COAH Trust Fund Fees as per N.J.S.A. 40A:4-39.
2. The municipal clerk of the Borough of Rumson is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO FORREST AVENUE FROM EAST RIVER ROAD TO RIDGE ROAD PROJECT:

RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND
EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO
FORREST AVENUE FROM EAST RIVER ROAD TO RIDGE ROAD PROJECT

WHEREAS, the roadway on Forrest Avenue is in need of repair and the Borough wishes to provide such repair; and

WHEREAS, Forrest Avenue is a connector road between two County Roads—East River Road and Ridge Road; and

WHEREAS, Forrest Avenue is a major access route to the three public schools—Deane-Porter School, Forrestdale School and Rumson-Fair Haven Regional High School; and

WHEREAS, the Mayor and Borough Council feel that the above reasons qualify this project for funding from the New Jersey Department of Transportation;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as NJDOT SAGE MA2009-00503 to the New Jersey Department of Transportation on behalf of the Borough of Rumson; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Rumson and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Councilwoman DeVoe motioned for the adoption of the above Resolution.

Motion seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CHANGE ORDER NO. 1 FOR THE BOROUGH'S CONTRACT WITH BENJAMIN R. HARVEY CO., INC. FOR THE NEW BOROUGH HALL BUILDING PROJECT FOR REMOVAL AND REPLACEMENT OF EXISTING 4" DIP FIRE SERVICE AND 2" COPPER DOMESTIC WATER SERVICE:

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, Benjamin R. Harvey Co., Inc., 9 Cindy Lane, Ocean, NJ 07712 was awarded a contract on April 8, 2008 for the New Borough Hall Building Project at 80 East River Road; and

WHEREAS, it is necessary for the removal and replacement of existing 4" DIP fire service and 2" copper domestic water service at unscheduled locations , which services are prohibiting Benjamin R. Harvey Co. from continuing the mass excavation of the proposed new building basement; and

WHEREAS, Design Ideas Group, Architects on the Project, has submitted Change Order No. 1 consisting of an increase totalling \$7,150.00 to the contact amount for the necessary work; and

WHEREAS, the increase consists of the following costs: \$3,500.00 for labor, \$3,000.00 for materials and \$650.00 for overhead and profit (10%) for a total of \$7,150.00;

NOW, THEREFORE BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves Change Order No. 1 of the Borough's contract with Benjamin R. Harvey Co., Inc., for the New Borough Hall Building Project, which Change Order No. 1 will reflect a net increase of \$7,150.00. Said change order was recommended by the Architect in a letter dated June 9, 2008, a copy of which is on file in the Borough Clerk's office.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO APPOINT JOSEPH GLYNN AS CLASS II SPECIAL POLICE OFFICER:

The Municipal Clerk/Administrator advised that the Police Committee had approved Mr. Foley's appointment to Class II Special Police Officer.

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through its Police Department has the need for a Class II Special Police Officer; and

WHEREAS, 600 hours of training is mandated by the New Jersey Police Training Commission for Class II Special Police Officer; and

WHEREAS, Rumson Police Dispatcher Joseph Glynn has enrolled in the Course for Class II Special Law Enforcement Officers that will begin in September or October 2008 (date to be determined); and

WHEREAS, it is a requirement that one must be appointed as a Class II Special Police Officer prior to enrolling in the course;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Joseph Glynn be appointed as Class II Special Police Officer effective August 1, 2008.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO AUTHORIZE SIDEWALK EASEMENTS TO THREE PROPERTIES ON FORREST AVENUE:

Councilwoman DeVoe offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, in the course of installing sidewalks on the west side of Forrest Avenue, it is necessary for the Borough to install the sidewalk around large existing shade trees on three properties on Forrest Avenue; and

WHEREAS, it has been recommended by the project engineer that the Borough of Rumson obtain a temporary sidewalk easement of four (4') feet in order to preserve the trees where possible from the following:

Jeffrey T. Irwin and Carol S. Irwin of 32 Forrest Avenue (a portion of Block 38, Lot 18)
John A. Lytle and Theresa M. Lytle of 34 Forrest Avenue (a portion of Block 42, Lot 1)
William Phelan and Joyce Phelan of 23 East River Road (a portion of Block 38, Lot 3); and

WHEREAS, said easements shall be for the life of the trees; and

WHEREAS, if agreed, the sum of One Dollar (\$1.00) for granting permission for the easement will be given to Jeffrey T. Irwin and Carol S. Irwin, John A. Lytle and Theresa M. Lytle, and William Phelan and Joyce Phelan;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the easement agreements with Jeffrey T. Irwin and Carol S. Irwin, John A. Lytle and Theresa M. Lytle, and William Phelan and Joyce Phelan and authorizes the Borough Attorney to record the transactions with Monmouth County officials.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO REFUND A CASH MAINTENANCE GUARANTEE FOR A SEWER CONNECTION TO SOCIETY HILL BUILDERS, LLC:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, Society Hill Builders LLC, PO Box 702, Perth Amboy, NJ 08862 posted a \$1,000.00 cash maintenance guarantee for a Sewer Connection which was completed on July 6, 2007; and

WHEREAS, Fred Shea, Rumson Borough Sanitary Sewer Superintendent, has inspected the project and found it to be satisfactory and therefore recommends the release of the \$1,000.00 cash maintenance guarantee;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Society Hill Builders LLC be issued a refund of the \$1,000.00 cash maintenance guarantee; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CONSENT AGENDA:

RAFFLE APPLICATION FOR RUMSON-FAIR HAVEN PARENT TEACHER STUDENT ASSOCIATION 50/50:

The Municipal Clerk/Administrator stated that he had received an application for a raffle from Rumson-Fair Haven Parent Teacher Student Association, 74 Ridge Road. Said raffle to be held at 74 Ridge Road on November 19, 2008 at 7:30 p.m.

The Clerk stated that the application was in order and fees paid.

RAFFLE APPLICATION FOR EMBRACE KIDS FOUNDATION (INSTITUTE OF CHILDREN WITH CANCER & BLOOD DISORDERS):

The Municipal Clerk/Administrator stated that he had received an application for a raffle from Embrace Kids Foundation (Institute of Children with Cancer & Blood Disorders), 121 Somerset Street, New Brunswick. Said raffle to be held at 41 Oakes Road on September 13, 2008 at 7:00 p.m.

The Clerk stated that the application was in order and fees paid.

Councilwoman DeVoe stated that she had concern for the efficiency of the organization and if the Council should look into that before approving the raffle application.

The Borough Attorney stated that the State had issued a license to the organization. He stated that Councilwoman DeVoe's point was well taken and it was something that could be asked, but he was of the opinion that the application should be approved at this time.

Councilwoman DeVoe thanked Mr. Barger for his advice.

RAFFLE APPLICATION FOR RUMSON-FAIR HAVEN EDUCATIONAL FOUNDATION INC.:

The Municipal Clerk/Administrator stated that he had received an application for a calendar raffle from Rumson-Fair Haven Educational Foundation, 74 Ridge Road. Said raffle to be held at 74 Ridge Road in 2008 on October 15th, November 12th and December 10th and in 2009 on January 14th, February 18th and March 11th at 7:30 p.m.

The Clerk stated that the application was in order and fees paid.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the above three applications on the Consent Agenda were approved. All in favor.

FINANCIAL OFFICER'S REPORT:

The Financial Officer's Report disclosed the following cash on hand in the Current Fund Account as of July 8, 2008:

Wachovia Bank		
Balance:	06/24/08	\$ 8,233,129.01
Cash Receipts:		\$ 201,943.26
Void Check		\$ 0.00
Pre-Paid Items:		\$ 0.00
Bills & Claims:	07/08/08	\$ (5,578,986.94)
Payroll:	00/00/08	\$ (198,160.72)
Wachovia Bank Balance:		<u>\$ 2,657,924.61</u>
Certificate of Deposits:		\$ 8,000,000.00

Money Market Funds:	\$	0.00
Total Current Fund:	\$10,657,924.61	

On motion by Councilman Shanley, seconded by Councilman Hemphill, the Financial Officer’s Report was ordered received and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Shanley offered the following resolution and moved its adoption:

\$	300.00	Monmouth County SPCA
\$	24.60	NJ State Dept of Health
\$	324.60	Animal Control Account
\$	5,669.40	Aaron & Company
\$	130,741.80	Benjamin R Harvey Co Inc
\$	136,411.20	Capital Account
\$	6.76	Acme Locksmith Service
\$	568.35	Action Office Supplies
\$	325.00	Action Printing
\$	27,284.89	Allied Oil Company
\$	2,188.50	Americanwear Indust Uniforms
\$	704.00	AR Communications
\$	107.80	Asbury Park Press
\$	69.65	Avaya Inc
\$	800.00	Becker Tree Service
\$	260.85	Bike Haven
\$	53.24	Bilco
\$	374.85	Bob’s Uniform Shop
\$	750.00	Borough of Deal
\$	395.00	Fred Burdge
\$	415.30	Central Jersey Irrigation
\$	122.10	Clayton Block Company Inc
\$	104.95	Comcast of Monmouth
\$	700.00	William J Connelly
\$	2,867.70	Delta Dental Plan of NJ
\$	973,352.50	Depository Trust Company
\$	50.00	Brian Dougherty
\$	4,025.40	Dowd & Reilly
\$	195.69	Fair Haven Hardware
\$	795.00	Gagliano Appraisal LLC
\$	64.96	Galls Incorporated
\$	30.00	Jane F Hartman
\$	40,000.00	Hutchins Farrell Meyer &
\$	60.00	Jan Communications
\$	11.90	JB Sales and Service
\$	15,522.06	JCP&L
\$	305.60	Kaldor
\$	9.95	Lanigan Associates Inc
\$	187.56	Lawes Oil
\$	265.00	Lesco Inc
\$	400.00	Magloclen
\$	15,745.90	Treasurer County of Monmouth
\$	377.23	Monmouth County Treasurer
\$	196.68	National Parts Supply Company
\$	774.22	Naylor’s Inc
\$	126.00	Nelson Press

\$	165.00	Neopost Inc
\$	10,267.11	New Jersey American Water
\$	576.00	New Jersey Gravel & Sand Co
\$	55,896.47	State of NJ Pensions/Active
\$	31,892.47	State of NJ Pensions/Retiree
\$	109.99	Port Supply
\$	281.84	Hydrair Inc
\$	1,399.00	Princeton Nurseries
\$	2,618.00	Reusille Mausner Carotenuto
\$	2,167,828.49	Rumson Elementary School Dist
\$	1,805,067.32	RFH Regional High School
\$	146.10	Rumson Buy Rite
\$	100.00	Rumson Borough Petty Cash
\$	246.00	Seely Equipment & Supply Co
\$	83.98	Staples
\$	225.00	State Shorthand Reporting Serv
\$	235.93	Staples Business Advantage
\$	265.00	Stewart Plumbing
\$	34.61	Storr Tractor
\$	915.00	Targeted Technologies LLC
\$	2,834.00	T & M Associates
\$	51.38	Total Media Inc
\$	5,211.59	Treasurer State of NJ
\$	225.00	Treasurer State of NJ
\$	88.86	Trico Equipment Inc
\$	170.62	The Two River Times
\$	399,147.00	Two Rivers Water
\$	1,000.00	United States Postage Service
\$	791.40	Verizon
\$	254.03	Verizon Wireless
\$	49.16	George Wall Lincoln Mercury
\$	216.00	West
<hr/>		
\$	5,578,986.94	Current Fund
\$	250.00	New Jersey DCA
\$	4,250.00	Multimodal International
\$	48,750.00	Garden State Fireworks
\$	46.85	Home Depot Commercial Credit
\$	1,200.00	Jan Communications
\$	737.50	Roy Press Printers
<hr/>		
\$	55,234.35	Endowment Inc Account
\$	201.44	Dick Blick Art Materials
\$	14.29	Fair Haven Hardware
\$	30.00	Emily Gaffney
\$	264.00	Chuck Iarussi
\$	185.97	Port Supply
\$	255.00	Val's Tavern
\$	28.53	Zachary Wilson
<hr/>		
\$	979.23	Recreation Account
\$	1,000.00	Society Hill Builders LLC
<hr/>		
\$	1,000.00	Trust Account
\$	1,384.00	Current Fund Appropriations
\$	5,577,602.94	Current Fund Appropriations
\$	324.60	Animal Control Fund Expenses
\$	136,411.20	Capital Fund Disbursements
\$	55,234.35	Endowment Disbursements
\$	979.23	Recreation Disbursements
\$	1,000.00	Trust Fund – Other Expenses
<hr/>		
\$	5,772,936.32	Total Of All Funds

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

The Municipal Clerk/Administrator advised that Councilman Broderick was on his way and would arrive shortly.

The Borough Attorney stated that a recess could be taken until Councilman Broderick arrived.

On motion by Councilman Kammerer, seconded by Councilman Rubin, a recess was taken at 7:49 p.m. All in favor.

On motion by Councilman Kammerer, seconded by Councilman Hemphill the meeting resumed at 8:00 pm. All in favor.

Councilman Broderick entered the meeting at this time.

MOTION TO CHANGE THE ORDER OF BUSINESS TO APPROVE A RESOLUTION TO AMEND THE 2008 BOROUGH BUDGET AND TO CONDUCT A PUBLIC HEARING ON THE 2008 BOROUGH BUDGET AND RESOLUTION TO ADOPT THE 2008 BOROUGH BUDGET:

On motion by Councilman Rubin, seconded by Councilwoman DeVoe, the Order of Business was changed in order to approve a Resolution to Amend the 2008 Borough Budget, to conduct a public hearing on the 2008 Borough Budget and to approve a Resolution to adopt the 2008 Borough Budget. All in favor.

CLERK'S STATEMENT:

The Municipal Clerk presented the following statement:

**2008 MUNICIPAL CLERK/ADMINISTRATOR'S
BUDGET STATEMENT**

For the past two years, the Borough has been able to balance its budget and its corresponding portion of the tax bill and not pass on a tax increase to the residents Rumson. However, 2008 has brought pressure from both expense and revenue sides of the budget resulting in an increase to the Borough's Budget of approximately two cents. The Borough's portion of the tax rate this year will be approximately \$.30 per \$100.00 of assessed value, up from \$.28. This increase is primarily due to the following:

Areas of lost revenue include:

1. \$101,920 of lost State Aid Funds.
2. \$125,000 in lost revenue from construction permits.
3. \$250,000 in lost revenue due to lower investment income.

Areas of increased expense include:

1. The annual sewer expense from the Two Rivers Sewerage Authority increased by \$46,000.
2. Pension cost will increase by \$198,659.
3. Gas and diesel costs have increased by an estimated \$40,000.

In addition to providing municipal services that our residents deserve and expect, the Borough is faced with many capital projects and equipment needs each year. We have an ongoing vehicle and equipment replacement plan as well as a road and sewer system maintenance programs. We must continue to adhere to these programs in order to protect Rumson’s infrastructure and the quality of life our residents expect.

This year the Borough received a \$135,000 Grant to offset the cost of the installation of sidewalks on Forrest Avenue through the NJ Department of Transportation’s “Sidewalks to Schools Program.”

I would like to thank the Mayor and Council for their help and support in drafting this budget. I would also like to thank the Management Team of the Borough for their continued help in containing costs and looking for innovative ways to offer our services to the residents of the Borough of Rumson.

Respectfully submitted,

Thomas S. Rogers
Municipal Clerk/Administrator
07/08/08

Councilwoman DeVoe stated she would like to express special thanks to Chief Financial Officer Helen L. Graves for the hard work and dedication that she has put in over the past year for this effort.

Councilman Broderick agreed that Mrs. Graves should be recognized.

On motion by Councilman Broderick, seconded by Councilman Rubin, the Clerk’s Budget Statement was ordered received. All in favor.

RESOLUTION TO AMEND THE 2008 BOROUGH BUDGET:

RESOLUTION OF THE BOROUGH OF RUMSON
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
TO AMEND APPROVED BUDGET
IN ACCORDANCE WITH THE PROVISIONS OF 40A:4-9

WHEREAS, the local municipal budget for 2008 was approved on May 27, 2008; and

WHEREAS, the public hearing on said budget will be held on July 8, 2008, as advertised; and

WHEREAS, the governing body desires to amend said approved budget; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Rumson, County of Monmouth that the following amendments to the approved budget of 2008 be made:

	<u>From</u>	<u>To</u>
<u>REVENUE</u>		
1. Surplus Anticipated	\$ 1,959,000.00	\$ 1,971,182.00
3. Miscellaneous Revenues – Section A:		
Sewer Service Charges	1,100,000.00	0.00
Total Miscellaneous Revenues – Section A	2,044,649.96	944,649.96
3. Miscellaneous Revenues – Section B:		

Consolidated Municipal Property Tax Relief Aid	9,845.00	15,587.00
Total Miscellaneous Revenues – Section B	856,086.00	861,828.00
3. Miscellaneous Revenues – Section F: Uniform Fire Safety	2,886.39	0.00
Total Miscellaneous Revenues – Section F	26,478.69	23,592.30
3. Miscellaneous Revenues – Section G: Uniform Fire Safety Act Sewer Service Charges	0.00 0.00	2,886.39 1,100,000.00
Total Miscellaneous Revenues – Section G	35,000.00	1,137,886.39
3. Total Miscellaneous Revenues	3,212,214.65	3,217,956.65
5. Subtotal General Revenues	5,671,214.65	5,689,138.65
6. Amount to be Raised by Taxes for Support Of Municipal Budget	8,774,943.76	8,774,943.94
7. Total General Revenues	<u>\$ 14,446,158.41</u>	<u>\$ 14,464,082.59</u>

APPROPRIATIONS

8. GENERAL APPROPRIATIONS

(A) Operations – within “CAPS”

Code Enforcement and Administration:

Uniform Fire Safety:

Other Expenses	\$ 0.00	\$ 2,886.39
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Public Defender:

Surety Bond	0.00	2,000.00
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Total Operations – within “CAPS”	8,616,562.00	8,621,448.39
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Total Operations Including Contingent – Within “CAPS”

	8,621,562.00	8,626,448.39
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Detail:

Other Expenses	3,979,225.00	3,984,111.39
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(E) Deferred Charges and Statutory Expenditures – Within “CAPS

Overexpenditure – Outside Work – Police	0.00	17,924.18
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Total Deferred Charges and Statutory Expenditures – Within “CAPS”

	278,543.00	296,467.18
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(H-1) Total General Appropriations for Municipal Purposes within “CAPS”

	8,900,105.00	8,922,915.57
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(A) Operations – Excluded from “CAPS”

Public Defender:

Surety Bond	2,000.00	0.00
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Total Other Operations – Excluded from “CAPS”	2,271,726.90	2,269,726.90
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Public and Private Programs Offset by Revenues:

Uniform Fire Safety	2,886.39	0.00
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Total Public and Private Programs Offset by Revenues		26,478.69
23,592.30		
Total Operations – Excluded from “CAPS”	2,328,120.59	2,323,234.20
Detail:		
Other Expenses	2,307,520.59	2,302,634.20
(H-2)Total General Appropriations for Municipal Purposes Excluded from “CAPS”	4,707,120.59	4,702,234.20
(O)Total General Appropriations – Excluded from “CAPS”		4,707,120.59
4,702,234.20		
(L) Subtotal General Appropriations	13,607,225.59	13,625,149.77
9. Total General Appropriations	<u>\$ 14,446,158.41</u>	<u>\$ 14,464,082.59</u>

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for certification of the 2008 Local Municipal Budget as amended.

The above Resolution was moved by Councilman Rubin, seconded by Councilman Hemphill, and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

MOTION TO OPEN THE PUBLIC HEARING ON THE 2008 BOROUGH BUDGET AS INTRODUCED:

On motion by Councilman Rubin, seconded by Councilman Kammerer, the meeting was open to public hearing on the 2008 Borough Budget as introduced. All in favor.

No one from the public responded.

MOTION TO CLOSE THE PUBLIC HEARING ON THE 2008 BOROUGH BUDGET AS INTRODUCED:

On motion by Councilman Rubin, seconded by Councilman Broderick, the public hearing on the 2008 Borough Budget as introduced was closed. All in favor.

RESOLUTION TO ADOPT THE 2008 BOROUGH BUDGET AS AMENDED:

RESOLUTION

Be It Resolved by the Borough Council of the Borough of Rumson, County of Monmouth that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 8,774,943.94 (Item 2 below) for municipal purposes, and
- (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 0.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust

Fund Levy.

SUMMARY OF REVENUES

1. General Revenues	
Surplus Anticipated	\$ 1,971,182.00
Miscellaneous Revenues Anticipated	\$ 3,217,956.65
Receipts from Delinquent Taxes	\$ 500,000.00
2. Amount to be Raised by Taxation for Municipal Purposes [Item 6(a), Sheet 11]	\$ 8,774,943.94
3. Amount to be Raised by Taxation for <u>Schools in Type I</u> School Districts Only:	
Item 6, Sheet 42	\$ 0.00
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$ 0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only	\$ 0.00
4. To be Added to the Certificate for Amount to be Raised by Taxation for <u>Schools in Type II</u> School Districts Only:	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$ 0.00
Total Revenues	\$14,464,082.59

SUMMARY OF APPROPRIATIONS

Year 2008

5. General Appropriations	
Within "CAPS"	
(a&b) Operations Including Contingent	\$ 8,626,448.39
(e) Deferred Charges and Statutory Expenditures – Municipal	\$ 296,467.18
(g) Cash Deficit	\$ 0.00
Excluded from "CAPS"	
(a) Operations – Total Operations Excluded from "CAPS"	\$ 2,323,234.20
(c) Capital Improvements	\$ 300,000.00
(d) Municipal Debt Service	\$ 2,063,000.00
(e) Deferred Charges – Municipal	\$ 11,000.00
(f) Judgments	\$ 5,000.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	\$ 0.00
(g) Cash Deficit	\$ 0.00
(k) For Local District School Purposes	\$ 0.00
(m) Reserve for Uncollected Taxes	\$ 838,932.82
6. School Appropriations – Type I School Districts Only (N.J.S. 40A:4-13)	\$ 0.00
Total Appropriations	\$14,464,082.59

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 8th day of July, 2008. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2008 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

The above resolution was moved by Councilman Rubin, seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

MOTION TO RETURN TO THE REGULAR ORDER OF BUSINESS:

On motion by Councilman Rubin, seconded by Councilman Shanley, the meeting returned to the Regular Order of Business. All in favor.

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilwoman DeVoe, the meeting adjourned at 8:02 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator